

CHAPTER 14

INSPECTION GRADING OF FOOD ESTABLISHMENTS

Sections:

- 33.1401 Authority.
- 33.1402 Food Program Official Inspection Report.
- 33.1403 Grading.
- 33.1404 Notice of Closure.
- 33.1405 Routine Inspection.
- 33.1406 Posting Requirements – Penalty for Non-Compliance – Documents Available for Public Review.
- 33.1407 Letter Grade Card – Period of Validity.

33.1401 Authority.

Pursuant to the authority cited in Chapter I (Authority and Administration) and Chapter 4 (Food Protection) of Division 3 of Title 3 of the San Bernardino County Code (hereinafter referred to as the “Code”), as well as Health and Safety Code section 113715, food establishments shall be subject to a grading system as provided in this Chapter. All provisions of Chapters 1, 2, and 3 of this Division shall apply to this Chapter except as otherwise provided herein.

Adopted Ordinance 3930 (2004),

33.1402 Food Program Official Inspection Report.

Food Program Official Inspection Report (“OIR”) means the written report prepared and copy issued to a food establishment by the “Director” of the Division of Environmental Health Services, Department of Public Health, as defined in subsection 33.0115(c), or his designee, (“health official”) after conducting a Routine Inspection of a food establishment to determine compliance with all applicable federal, state, and local laws and regulations relating to the protection of public health. For purposes of this Chapter only, “food establishment” [as defined in subsection 33.042(c)] shall mean only a retail food establishment at a permanent location.

Adopted Ordinance 3930 (2004),

33.1403 Grading.

(a) “Grade” means the letter grade issued by the health official at the conclusion of the Routine Inspection of a food establishment. The grade shall be based upon the scoring method set forth in this section resulting from the OIR and shall reflect the food establishment’s degree of compliance with all applicable federal, state, and local laws and regulations relating to the protection of public health.

(b) “Letter Grade Card” means a card that shall be posted by the health official at a food establishment upon completion of a Routine Inspection that indicates the letter grade of the food establishment as determined by the health official using the scoring method set forth in this section and includes an Inspection Summary Report, as shown by Figures 1 through 3. An Inspection Summary Report is a summary of the OIR as defined in section 33.1402.

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Letter Grade Card

Facility: _____
Address: _____



☐ NO CORRECTIVE ACTION REQUIRED

☐ MINOR VIOLATION(S) OBSERVED

☐ MAJOR VIOLATIONS OBSERVED IN THE FOLLOWING AREAS:

- | | |
|---|--|
| <input type="checkbox"/> Food Temperature Controls | <input type="checkbox"/> Water / Sanitizing |
| <input type="checkbox"/> Food Protection | <input type="checkbox"/> Worker Certification / Consumer Information |
| <input type="checkbox"/> Employees / Food Handling | <input type="checkbox"/> Facility Condition |
| <input type="checkbox"/> Vermin | <input type="checkbox"/> Structural / Restrooms |
| <input type="checkbox"/> Liquid Waste Management / Plumbing | <input type="checkbox"/> Janitorial / Signs |

A COMPLETE INSPECTION REPORT CAN BE VIEWED AT THIS FACILITY UPON
REQUEST AND IS AVAILABLE AT ENVIRONMENTAL HEALTH SERVICES

TO VIEW ALL FOOD FACILITY SCORES/GRADES, VISIT OUR WEB SITE:
www.sbcounty.gov/dehs

ENVIRONMENTAL HEALTH SERVICES OFFICES

ENVIRONMENTAL HEALTH SPECIALIST

Central Valley Region	Desert Region
San Bernardino (909) 387-3047	Victorville (760) 243-3773
East Valley Region	Mountain / Highland Region
San Bernardino (909) 387-4008	San Bernardino (909) 387-0214
West Valley Region	
Covina (909) 450-9573	

DATE

TAMPERING OR REMOVAL OF THIS REPORT IS A VIOLATION OF SBCC § 33.1406(c)

510037 IGR card A.s1 3/06

FIGURE 1

Letter Grade Card

Facility: _____
Address: _____



GRADE

B
GREEN

☐ NO CORRECTIVE ACTION REQUIRED

☐ MINOR VIOLATION(S) OBSERVED

☐ MAJOR VIOLATIONS OBSERVED IN THE FOLLOWING AREAS:

- | | |
|---|--|
| <input type="checkbox"/> Food Temperature Controls | <input type="checkbox"/> Water / Sanitizing |
| <input type="checkbox"/> Food Protection | <input type="checkbox"/> Worker Certification / Consumer Information |
| <input type="checkbox"/> Employees / Food Handling | <input type="checkbox"/> Facility Condition |
| <input type="checkbox"/> Vermin / Animals | <input type="checkbox"/> Structural / Restrooms |
| <input type="checkbox"/> Liquid Waste Management / Plumbing | <input type="checkbox"/> Janitorial / Signs |

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ENVIRONMENTAL HEALTH SERVICES OFFICES

ENVIRONMENTAL HEALTH SPECIALIST

Central Valley Region		Desert Region	
San Bernardino	(908) 387-3567	Valle Vista	(760) 243-9773
West Valley Region		Mountain / Highland Region	
San Bernardino	(908) 387-4808	San Bernardino	(908) 387-6214
West Valley Region			
Ontario	(908) 458-9673		

DATE

TAMPERING OR REMOVAL OF THIS REPORT IS A VIOLATION OF SBCC§ 33.1406(c)

510007 ISR card B, xi 3/06

FIGURE 2

Letter Grade Card

Facility: _____

Address: _____



GRADE

C

RED

☐ NO CORRECTIVE ACTION REQUIRED

☐ MINOR VIOLATION(S) OBSERVED

☐ MAJOR VIOLATIONS OBSERVED IN THE FOLLOWING AREAS:

- | | |
|---|--|
| <input type="checkbox"/> Food Temperature Controls | <input type="checkbox"/> Water / Sanitizing |
| <input type="checkbox"/> Food Protection | <input type="checkbox"/> Worker Certification / Consumer Information |
| <input type="checkbox"/> Employees / Food Handling | <input type="checkbox"/> Facility Condition |
| <input type="checkbox"/> Vermin / Animals | <input type="checkbox"/> Structural / Restrooms |
| <input type="checkbox"/> Liquid Waste Management / Plumbing | <input type="checkbox"/> Janitorial / Signs |

A COMPLETE INSPECTION REPORT CAN BE VIEWED AT THIS FACILITY UPON REQUEST AND IS AVAILABLE AT ENVIRONMENTAL HEALTH SERVICES

TO VIEW ALL FOOD FACILITY SCORES/GRADES, VISIT OUR WEB SITE:
www.sbcounty.gov/dehs

ENVIRONMENTAL HEALTH SERVICES OFFICES

ENVIRONMENTAL HEALTH SPECIALIST

Central Valley Region

San Bernardino (908) 387-3567

West Valley Region

San Bernardino (908) 387-4606

West Valley Region

Ontario (908) 468-0673

Desert Region

Venterville (760) 343-3773

Mountain / Highland Region

San Bernardino (908) 387-6214

DATE

TAMPERING OR REMOVAL OF THIS REPORT IS A VIOLATION OF SBCC§ 33.1406(c)

510067 ISR card C.ii 3/06

FIGURE 3

(c) Any food establishment that fails to attain at least a "B" grade, as defined herein, shall be issued written notice, through an OIR, by the health official. The food establishment must correct the deficiencies listed in the OIR and must file a written request for a re-score inspection with the health official within 30 days of the OIR. A re-score inspection shall be conducted by the health official and be subject to a re-score inspection fee as provided in the Code, Schedule of Fees. The health official will complete the re-score inspection within ten (10) County business days of food establishment's filing of a written request for a re-score inspection. A food establishment failing to comply with the OIR, or failing to attain at least a "B" grade on the re-score inspection, may be immediately closed by the health official and remain closed until at least a "B" grade is achieved on a re-score inspection. Nothing in this provision shall prohibit the health official from immediately closing any food establishment if, at his discretion, immediate closure is necessary to protect the public health.

(d) The letter grade shall be based upon the final numerical percentage score set forth in the OIR as follows:

(1) A grade of "A" shall indicate a final score of ninety percent (90%) or higher, as determined by the health official;

(2) A grade of "B" shall indicate a final score of eighty-nine percent (89%) but not less than eighty percent (80%), as determined by the health official;

(3) A grade of "C" shall indicate a final score of seventy-nine percent (79%) but not less than seventy percent (70%), as determined by the health official.

Adopted Ordinance 3930 (2004); Amended Ordinance 3976

33.1404 Notice of Closure.

"Notice of Closure" means a public notice that shall be posted by the health official at a food establishment upon suspension or revocation of the food establishment's public health permit and that results in the closure of the food establishment and the discontinuance of all operations of the food establishment, by order of the health official, because of violations of applicable federal, state, and local laws and regulations relating to the protection of public health. The Notice of Closure shall remain posted until removed by the health official. Removal of the Notice of Closure by any person other than the health official or the refusal of a food establishment to close upon issuance of the written notice of suspension of the public health permit is a violation of this Chapter and may result in the revocation of the food establishment's public health permit and shall be punishable as specified in section 33.0112 of this Code.

Adopted Ordinance 3930 (2004),

33.1405 Routine Inspection.

"Routine Inspection" means an unannounced inspection of any food establishment to determine compliance with all applicable federal, state, and local laws and regulations relating to the protection of public health. A Routine

Inspection shall not mean an inspection conducted by the health official to determine compliance with a previously issued OIR or any interim inspection conducted to determine compliance with specific regulations or legal requirements.

Adopted Ordinance 3930 (2004),

33.1406 Posting Requirements – Penalty for Non-Compliance – Documents Available for Public Review.

(a) Upon completion of the Routine Inspection, the health official shall post at every food establishment the Letter Grade Card, so as to be clearly visible to the general public and to patrons entering the food establishment. “Clearly visible to the general public and to patrons” shall mean:

(1) Posted in the front window of the food establishment within five (5) feet of the front door;

(2) Posted in a display case mounted on the outside front wall of the food establishment within five (5) feet of the front door; or

(3) Posted in a location approved by the health official to ensure proper notice to the general public and to patrons.

(b) In the event that a food establishment is operated in the same building or space as a separately licensed or permitted business, or in the event that a food establishment shares a common patron entrance with a separately licensed or permitted business, or in the event of both, the health official shall post the Letter Grade Card, in the initial patron contact area, or in a location approved by the health official.

(c) The Letter Grade Card shall not be defaced, marred, camouflaged, hidden or removed. It shall be unlawful to operate a food establishment unless the Letter Grade Card is posted. Removal of the Letter Grade Card is a violation of this Chapter and may result in the suspension or revocation of the public health permit and shall be punishable as specified in section 33.0112 of this Code.

(d) The OIR upon which the Letter Grade Card is based shall be maintained at the food establishment and shall be available to the general public and to patrons for review upon request. The food establishment shall keep the OIR until such time as the health official completes the next Routine Inspection of the food establishment and issues a new OIR.

Adopted Ordinance 3930 (2004),

33.1407 Letter Grade Card – Period of Validity.

A Letter Grade Card shall remain valid until the health official completes the next Routine Inspection of the food establishment. A re-score inspection is a complete Routine Inspection that may be required of (as provided in subsection 33.1403(c)), or requested by, the food establishment.

(a) A re-score inspection shall be conducted by the health official following the filing of a re-score inspection request form. In accordance with the

Code, Schedule of Fees, the re-score inspection fee must be paid by the food establishment upon demand by the health official.

(b) At the conclusion of the re-score inspection of the food establishment the Letter Grade Card shall be issued based upon the scoring method set forth in this Chapter resulting from the OIR.

(c) A requested re-score inspection is separate and independent of all re-inspections of critical violations as determined by the health official.

Adopted Ordinance 3930 (2004),